

## **ORDINANCE NO. O2014-004**

**AN ORDINANCE** of the City Council of the City of Tumwater, Washington, repealing Tumwater Municipal Code Chapter 5.60 (Ordinance O99-046 and pertinent sections of Ordinance O2008-007) relating to domestic partner registrations.

**WHEREAS**, the City Council approved Ordinance O99-046 in 1999, codified at Chapter 5.60 of the Tumwater Municipal Code (TMC), providing for a voluntary program of registration and dissolutions of domestic partnerships to be maintained by the Department of General Services; and

**WHEREAS**, in 2007, the State of Washington approved a state registered domestic partnership program, codified at RCW 26.60; and

**WHEREAS**, RCW 26.60 was amended by Referendum Measure No. 71 (E2SSB 5688) approved by voters on November 3, 2009 to establish certain rights and responsibilities for state registered domestic partnerships; and

**WHEREAS**, on November 6, 2012, Referendum Measure 74 (ESSB 6239) was approved by voters allowing same-sex couples to marry and preserving state registered domestic partnerships for seniors only; and

**WHEREAS**, TMC 5.60 does not provide all of the privilege and benefits afforded to state registered domestic partnerships; and

**WHEREAS**, effective June 30, 2014, any state registered domestic partnership where the parties are under the age of sixty-two, will automatically be converted to a marriage unless there is a dissolution pending; and

**WHEREAS**, those who qualify will be better served by registering with the State of Washington registry; and

**WHEREAS**, the City Council finds it is in the best interests of its citizens to repeal Chapter 5.60 and rely instead on state registrations.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF TUMWATER, STATE OF WASHINGTON, DOES ORDAIN AS FOLLOWS:**

**Section 1. Repealer.** TMC 5.60.010 through 5.60.050 and Ordinance O99-046, added December 21, 1999, and Section 4 of Ordinance O2008-007, enacted February 5, 2008, are each repealed.

**Section 2. Corrections.** The City Clerk and codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

**Section 3. Ratification.** Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and affirmed.

**Section 4. Severability.** The provisions of this ordinance are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this ordinance or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of the ordinance, or the validity of its application to other persons or circumstances.

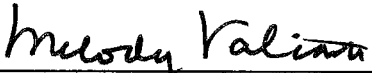
**Section 5. Effective Date.** This ordinance shall become effective thirty (30) days after passage, approval and publication as provided by law.

ADOPTED this 18<sup>th</sup> day of March, 2014.

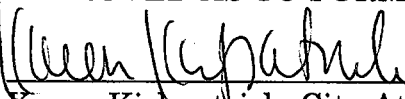
CITY OF TUMWATER

  
\_\_\_\_\_  
Pete Kmet, Mayor

ATTEST:

  
\_\_\_\_\_  
Melody Valiant, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Karen Kirkpatrick, City Attorney

Published: 03-20-2014

Effective Date: 04-19-2014